

DECISION

**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D. C. 20548

FILE: B-216318

DATE: September 28, 1984

MATTER OF: T.L. Garden & Associates, Inc.

DIGEST:

Protest alleging specification improprieties which was not filed until after bid opening is untimely.

T.L. Garden & Associates, Inc., protests as unduly restrictive the specifications accompanying invitations for bids (IFB) Nos. N62477-80-B-0315 and N62470-80-B-2434 issued by the Naval Facilities Engineering Command for interior fire alarm systems. A contract was awarded under IFB N62477-80-B-0315 on June 14, 1984, and bids were opened under IFB N62470-80-B-2434 on August 23, 1984. The protest was filed on September 6, 1984.

Our Bid Protest Procedures require that protests based upon alleged improprieties in IFB's which are apparent prior to bid opening be filed prior to bid opening. 4 C.F.R. § 21.2(b)(1) (1984); Intertwine, Inc., B-215314, July 17, 1984, 84-2 C.P.D. ¶ 59. Since the alleged solicitation improprieties were not protested until after bid opening, the protest will not be considered.

The protest is dismissed.

Harry R. Van Cleve

Harry R. Van Cleve
Acting General Counsel